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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER

PILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/812,994

03/31/2004

Amo J. Bleeker

1857.2810000

**CONFIRMATION NO. 6412** 

26111

STERNE, KESSLER COLDSTEIN & FOX PLLC

0 4 2004

1100 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005

**FORMALITIES LETTER** 

\*OC00000012907807\*

Date Mailed: 06/09/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

08/05/2004 SMINASS1 00000094 10812994

01 FC:1001 02 FC:1051 770.00 OP 130.00 OP Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37) CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

## **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$986 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$86
  - \$86 for 1 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts

**Commissioner for Patents** 

P.O. Box 1450

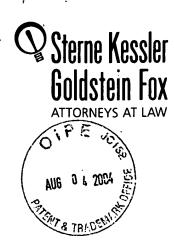
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

**Customer Service Center** 

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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\*Admitted only in Maryland \*Admitted only in Virginia •Practice Limited to Federal Agencies

August 4, 2004

WRITER'S DIRECT NUMBER: (202) 772-8645 INTERNET ADDRESS: JASONE@SKGF.COM

Mail Stop Missing Parts

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Patent Application

Appl. No. 10/812,994; Filed: March 31, 2004

Lithographic Apparatus and Device Manufacturing Method

Inventor:

Arno J. Bleeker

Our Ref:

1857.2810000

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated June 9, 2004, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. PTO Fee Transmittal Form PTO/SB/17;
- 2. Copy of the Notice to File Missing Parts;
- 3. Original Declaration, executed by the inventor;
- 4. An original executed Power of Attorney from Assignee;
- 5. Statement Under 37 C.F.R. § 3.73(b) with copy of Assignment attached;
- 6. Return postcard; and
- 7. PTO-2038 Credit Card Payment Form for \$900.00 to cover: \$ 770.00 Filing Fee for Patent Application (37 C.F.R. § 1.16); \$ 130.00 Surcharge for late filing fee or Declaration (37 C.F.R. § 1.16).

Applicant has not paid for the asserted additional independent claim over 3 because applicant has filed only 3 independent claims. The applicant request that the USPTO review the claims and contact us if they do not agree.

Sterne, Kessler, Goldstein & Fox PLLC.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

Commissioner for Patents August 4, 2004 Page 2

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Jason D. Eisenberg

Attorney for Applicant Registration No. 43,447

JDE/lvt Enclosures

295035\_1.DOC

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

FEE TRAN	ISMITTAL
for FY	2004

Reduction Act of 1995, no persons are required to re

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Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$)	900
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Name (Print/Type)

Jas6n D. Eisenberz^

spond to a collection of information unless it displays a valid OMB control number.					
Complete if Known					
Application Number	10/812,994				
Filing Date	March 31, 2004				
First Named Inventor	Arno J. Bleeker				
Examiner Name	To Be Assigned				
Art Unit	2851				
Attorney Docket No.	1857.2810000				

METHOD OF PAYMENT (check all that apply)				FE	E CALCULATION (continued)		
Check X Credit card Money X Other** None	3. A	DDITI	ONAL	_ FEE	:S		
*Charge any deficiencies or gradit any overnovments in	<u>Large</u>	Entity	Small	Entity	,		
Deposit Account: the fees to Deposit Acct. No. 19-0036.	Fee Code	Fee (\$)		Fee (\$)	Fee Description	Foo Boid	
Account Number 19-0036	1051	130	2051	65	Surcharge - late filing fee or oath	Fee Paid 130.00	
Deposit Account  Sterne, Kessler, Goldstein & Fox P.L.L.C.	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		
Name The Director is authorized to: (check all that apply)	1053	130	1053	130	Non-English specification		
Charge fee(s) indicated below Credit any overpayments	1812	2,520	1812	2,520	For filing a request for ex parte reexamination		
Charge any additional fee(s) or any underpayment of fee(s)	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		
Charge fee(s) indicated below, except for the filing fee	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		
to the above-identified deposit account.	1251	110	2251	55	Extension for reply within first month		
FEE CALCULATION	1252	420	2252	210		_	
1. BASIC FILING FEE Large Entity Small Entity	1253	950	2253	475	Extension for reply within third month		
Fee Fee Fee Fee Description Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month		
Code (\$)   Code (\$)   1001 770   2001 385   Utility filing fee	1255	2,010	2255	1.005	Extension for reply within fifth month		
1002 340 2002 170 Design filing fee 770.00	1401	330	2401		Notice of Appeal		
1003 530 2003 265 Plant filing fee	1402	330	2402	165	Filing a brief in support of an appeal		
1004 770 2004 385 Reissue filing fee	1403	290	2403	145	Request for oral hearing		
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding		
SUBTOTAL (1) (\$) 770.00	1452	110	2452	55	Petition to revive - unavoidable		
	1453	1,330	2453	665	Petition to revive - unintentional		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1,330	2501	665	Utility issue fee (or reissue)		
Extra Claims below Fee Paid	1502	480	2502	240	Design issue fee		
Total Claims 14 - 20 **= 0 X 18 = 0	1503	640	2503	320	Plant issue fee		
Claims Multiple Dependent	1460	130	1460	130	Petitions to the Commissioner		
	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		
Large Entity   Small Entity Fee Fee   Fee Fee Fee Description	1806	180	1806	180	Submission of Information Disclosure Stmt		
Code (\$) Code (\$)	8021	40	8021	40	Recording each patent assignment per property (times number of properties)		
1202 18 2202 9 Claims in excess of 20	1809	770	2809	385	Filing a submission after final rejection		
1201 86 2201 43 Independent claims in excess of 3					(37 ČFR 1.129(a))		
1203 290 2203 145 Multiple dependent claim, if not paid 1204 86 2204 43 ** Reissue independent claims	1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))		
over original patent	1801	770	2801	385	Request for Continued Examination (RCE)		
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	1802	900	1802	900	Request for expedited examination of a design application		
Other fee (specify)							
**or number previously paid, if greater; For Reissues, see above *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 130.00							
SUBMITTED BY (Complete (if applicable))							

4.64 Date Signature WAR VING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Registration No.

(Attorney/Agent)

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43,447

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